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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

11 MATSUSHITA ELECTRIC
12 INDUSTRIAL CO., LTD.,
13 Plaintiff,

14 vs.
15 CMC MAGNETICS CORP., HOTAN
16 CORP., KHYPERMEDIA CORP.,
Defendants.

CASE NO. C 06 4538 WHA

**STIPULATION AND PROPOSED ORDER
RE: SCHEDULE FOR CLAIM
CONSTRUCTION**

Judge: Hon. William H. Alsup
Place: Courtroom 9

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18 Pursuant to the Court's Case Management Order and Reference to Magistrate
19 Judge for Settlement/Mediation [Docket #32], Plaintiff Matsushita Electric Industrial Co., Inc.
20 ("Panasonic") and Defendants CMC Magnetics Corp., KHypermedia Corp., and Hotan Corp.
21 ("Defendants") jointly submit this Proposed Order regarding the schedule for claim construction.

22 WHEREAS, on November 9, 2006, the Court ordered the parties to submit a
23 proposed order re schedule for claim construction by November 30, 2006;

24 WHEREAS, the parties have met and conferred and have agreed on the following
25 schedule for claim construction;

26 NOW, THEREFORE, IT IS HEREBY STIPULATED AND REQUESTED, by
27 and between the parties, through their respective counsel of record, that the following schedule
28 for claim construction be adopted.

Event	Proposed Date
Parties exchange phrases for claim construction.	January 31, 2007
Parties exchange proposed constructions.	February 16, 2007
Parties file a Joint Claim Construction Statement pursuant to Patent Local Rule 4-3.	February 21, 2007
Panasonic files its opening claim construction brief.	February 28, 2007
Tutorial (as specified in ¶ 5 of Court's Case Management Order).	March 12, 2007 at 1:30 p.m.
Defendants file their claim construction brief.	March 14, 2007
Panasonic files its reply claim construction brief.	March 21, 2007
Claim Construction Hearing.	April 4, 2007 at 1:30 p.m.

CMC notes that it intends to propose modifications to the foregoing claim construction schedule in light of the patent infringement counterclaim it seeks to add to the case through its Motion for Leave to Amend the Answer and Counterclaims. Modification of the foregoing schedule to account for the added counterclaim will enable the Court to conduct a single set of claim construction proceedings for all the patents at issue. If the Court grants the motion and CMC seeks to modify this proposed schedule, Panasonic may oppose CMC's request, because its claims against the defendants should not be delayed unduly by this proposed counterclaim.

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I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S) within this e-filed document.

Respectfully submitted and requested by:

Dated: November 30, 2006

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Attorneys for Plaintiff/Counterclaim Defendant,
MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

By: /s/ Jeffrey G. Homrig
Jeffrey G. Homrig

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2 Dated: November 30, 2006

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12 Attorneys for Defendants/Counterclaim Plaintiffs,
13 CMC MAGNETICS CORP., HOTAN CORP.,
KHYPERMEDIA CORP.

14 By: /s/ Richard Green
15 Richard Green

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17 **ORDER**

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19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 Dated: December 4, 2006

21 Hon. William H. Alsup
22 United States District Court Judge

